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6 Attorneys for Plaintiff
UNITED STATES OF AMERICA
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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,
12 Plaintiff,

13 v.

14 TOBI L. TYLER

15 Defendant.
16
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Case No. 5:22-po-00157-SAB

[Citations #E1037781 and E1037782 CA/71]

MOTION AND ORDER FOR DISMISSAL AND
TO VACATE TRIAL DATE

TRIAL DATE: October 4, 2022

18 The United States of America, by and through Phillip A. Talbert, United States Attorney, and
19 Jeffrey A. Spivak, Assistant United States Attorney, hereby moves to dismiss Case No. 5:22-po-00157-
20 SAB [Citations #E1037781 and E1037782 CA/71] against TOBI L. TYLER, without prejudice, in the
21 interest of justice, pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure. The United States
22 further moves to vacate the trial date of October 4, 2022, in the interest of justice.

23 DATED: September 28, 2022

Respectfully submitted,

24 PHILLIP A. TALBERT
United States Attorney
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26 By: /s/ Jeffrey A. Spivak
JEFFREY A. SPIVAK
Assistant United States Attorney
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ORDER

IT IS HEREBY ORDERED that Case No. 5:22-po-00157-SAB [Citations #E1037781 and E1037782 CA/71] against TOBI L. TYLER be dismissed, without prejudice, and that the trial date of October 4, 2022, be vacated, in the interest of justice.

IT IS SO ORDERED.

Dated: September 28, 2022


UNITED STATES MAGISTRATE JUDGE